

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JESUS FUENTES,

Petitioner,

MEMORANDUM & ORDER
04-CV-0737(JS)

-against-

SUPERINTENDENT, Great Meadow
Correctional Facility

Respondent.
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APPEARANCES:

For Petitioner: Jesus Fuentes, pro se
#98-A-4737
Clinton Correctional Facility
P.O. Box 2001
Dannemora, NY 12929

For Respondent: Michael Blakey, Esq.
Suffolk County District Attorney's Office
Criminal Courts Building
200 Center Drive
Riverhead, New York 11901

SEYBERT, District Judge:

On August 5, 2009, the Court denied Petitioner Jesus Fuentes' petition for a writ of habeas corpus in its entirety. The Court now finds that Mr. Fuentes has not made "made a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2). Accordingly, the Court DENIES a Certificate of Appealability.

SO ORDERED

JS JOANNA SEYBERT
Joanna Seybert, J.S.D.J.

Dated: Central Islip, New York
December 9, 2009